

# Marion County Board of County Commissioners Meeting Agenda

McPherson Governmental Campus 601 SE 25th Ave.

Ocala, FL 34471

Phone: 352-438-2323 Fax: 352-438-2324 District 1 – Craig Curry, Chairman

District 2 - Kathy Bryant, Commissioner

District 3 – Jeff Gold, Commissioner

District 4 - Carl Zalak, III, Commissioner

District 5 – Michelle Stone, Vice-Chair

Tuesday, June 6, 2023

9:00 AM

# McPherson Governmental Campus Auditorium

The Marion County Board of County Commissioners welcomes you to its regularly scheduled meeting held the first and third Tuesday of each month at 9 a.m. unless otherwise noted. The zoning portion of the meeting is also held on the first and third Tuesday of each month at 2 p.m.

All commission and zoning meetings are open to the public.

Pre-screening will be conducted upon entering the administrative building, located at 601 SE 25th Ave., Ocala, FL 34471.

As a courtesy to others, silence your cell phones and other electronic devices before entering the auditorium. If you need to take a call, please step outside.

#### PUBLIC COMMENTS

To encourage participation, ensure equal access to all participants and foster mutual respect, please follow these guidelines.

#### -Regular BCC Meeting

- -There are two (2) public comment portions on the agenda, one reserved for comments related to items specifically listed on the agenda, and one for all other comments.
- -To be allotted five (5) minutes, you must sign up the Friday prior to the meeting that you wish to speak at. You can sign up online at https://marionfl.org/comment or via phone at 352-438-2300.
- -Those who do not submit a request in advance (by 5:00 p.m. the Friday prior) are still welcome to sign up at the desk located in the foyer of the commission auditorium on the day of the meeting, but will only be allotted two (2) minutes.

#### -BCC Planning and Zoning Meeting

-Public Comments during the Planning and Zoning portion of the meeting will be limited to two (2) minutes per speaker. You must sign in at the desk located in the foyer of the commission auditorium on the day of the meeting.

Marion County staff is available throughout each meeting for your convenience.

Anyone requiring accommodations due to a disability or physical impairment should contact Marion County Administration at 352-438-2300 at least two (2) days before a meeting.

Agenda items are posted on Marion County's website, https://www.marionfl.org, before each board meeting. Click the "Agendas & Videos" link on the homepage to download the agenda packet and back-up documentation.

The Marion County Clerk of Court keeps the official minutes and audio recordings of commission meetings, workshops and public hearings. To request a copy of these materials, contact the Clerk's Office at 352-671-5622. Marion County streams video for most board meetings, workshops and public hearings (when applicable) live online through the county's website. These recordings are archived online after meetings, but DVDs can be requested by contacting Marion County Administration at 352-438-2300.

# CALL TO ORDER INVOCATION AND PLEDGE OF ALLEGIANCE 9:00 AM ROLL CALL ANNOUNCEMENTS

#### 1. PROCLAMATIONS AND PRESENTATIONS:

- **1.1.** PRESENTATION Recognition of the Citizens Academy Graduating Class Bobbi Perez, Public Relations Director (Approval and Presentation)
- **1.2.** PRESENTATION Retirement of Jon Lin, Trial Court Administrator (Presentation Only)
- 1.3. PRESENTATION Natalia Duran FL-TERT Award for Excellence and Dedication Kyle Drummer, Public Safety Communications Director (Presentation only)
- 1.4. PROCLAMATION National Hospital Week (Ratification Only)
- 1.5. PROCLAMATION Eagle Scout Court of Honor Nathan Wood (Approval Only)

#### 2. AGENDA ITEM PUBLIC COMMENTS:

Reserved for comments related to items specifically listed on this agenda. Scheduled requests will be heard first and limited to five (5) minutes. Unscheduled requests will be limited to two (2) minutes. Citizens may contact Marion County Administration by 5:00 p.m. the Friday before the meeting at 352-438-2300 to request to speak or submit the request online at: www.marionfl.org.

#### 3. ADOPT THE FOLLOWING MINUTES:

**3.1.** January 30, 2023

#### 4. CONSTITUTIONAL OFFICERS AND GOVERNMENTAL OR OUTSIDE AGENCIES:

- **4.1.** Billy Woods, Sheriff Request \$1,000 from Law Enforcement Trust Fund (LETF) for Donation to Florida Sheriff's Youth Ranches
- **4.2.** <u>2022 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Marion County Public Schools</u>
- 4.3. Request Approval to Enter Into an Agreement Between the Fifth Judicial Circuit Court and Marion County Board of County Commissioners to Provide Funding for a Court Program Specialist I in Post Adjudication Expansion Drug Court and in Veteran's Treatment Court as well as Operating Expenses for the Next Fiscal Year 2023-2024

#### 5. CLERK OF THE CIRCUIT COURT:

# 5.1. Budget Amendment

**5.1.1.** Building Safety Fund - Building Safety - \$28,125

- **5.1.2.** County Transportation Maintenance Fund Road & Street Facilities \$2,802,000
- **5.1.3.** County Transportation Maintenance Fund Road & Street Facilities \$8,741,526
- **5.1.4.** County Transportation Maintenance Fund Transportation \$250,000
- **5.1.5.** Fine and Forfeiture Fund Sheriff Regular Transfer \$19,300
- **5.1.6.** General Fund Information Technology \$32,000
- **5.1.7.** Marion County Utility Fund Utilities Management \$295,000
- **5.1.8.** Multiple Funds Multiple Cost Centers \$1,000
- **5.1.9.** MSTU for Law Enforcement Sheriff Patrol CID Transfer \$3,000
- **5.1.10.** MSTU For Law Enforcement -Sheriff Patrol CID Transfer \$20,856
- **5.1.11.** Rainbow Lakes Estates MSD Rainbow Lakes Estates General Government \$6,417
- **5.1.12.** Second Local Option Fuel Tax Fund Transportation Improvement Second Five (5) Cents \$2,300,000

#### 5.2. Clerk of the Court Items

- 5.2.1. Present the Acquisition or Disposition of Property Forms
  Authorizing Changes in Status, as Follows: 11809, 32883,
  036095, 44610, 45110 and IT List Attached
- **5.2.2.** Request Appointment of One (1) Commissioner to Serve on the Value Adjustment Board (VAB) for 2023

# 6. PUBLIC HEARINGS (Request Proof of Publication) at 10:00 am: NONE

Public participation is encouraged. When prompted, please step up to the podium and state your name and address for the record. Please limit your comments to the specific issue being addressed.

#### 7. CONSENT:

A motion to approve the Consent Agenda is a motion to approve all recommended actions. All matters on the Consent Agenda are considered routine and will be enacted by one motion. There will be no separate discussion unless desired by a Commissioner.

#### 7.1. Administration:

7.1.1. Request Approval of Extension Letter Relating to Wells Pharmaceutical Outsourcing LLC's Qualification as a Target Industry Business (Budget Impact - None)

# 7.2. Community Services:

7.2.1. Request Approval of Marion County Standard Professional Services Agreement State Housing Initiative Partnership (SHIP)
Rehabilitation of Transitional Housing Project Between Marion County and Logos Lodge, Inc. (Budget Impact - Neutral; Not to Exceed \$242,000)

# 7.3. Development Review Committee:

7.3.1. Request Approval of Waiver Request for LDC 2.16.1.B(8)(g) - Agricultural Lot Split Establishment of County MSBU for Cvigne Farms Agricultural Lot Split, Parcel Number 06124-000-00, Application Number 29816 (for Agricultural Lot Split Application Number 29473) (Budget Impact - None)

#### 7.4. Fire Rescue:

7.4.1. Request Ratification of Emergency Equipment Rental Agreement with the USDA Forest Service (Budget Impact: Revenues of Approximately \$24,500, Depending on the Length of the Incident)

#### 7.5. Parks and Recreation:

7.5.1. Request Approval for Memorandum of Understanding Between the Town of Reddick and Marion County Board of County Commissioners for the Creation and Management of Reddick Park (Budget Impact: None)

#### 7.6. Procurement Services:

- 7.6.1. Request Approval of Bid Award: 23B-083, Fisher Road Resurface (Maluaka Road to SE 113 Street Road) Anderson Columbia Co, Inc., Ocala, FL (Neutral; expenditure of \$1,672,375.57 as approved in the FY 22/23 budget)
- 7.6.2. Request Approval of Bid Award: 23B-111 Oak Run Rapid Infiltration Basin System (RIBS) Fence Replacement Charles White Fence, Inc., Ocala, FL (Budget Impact; Neutral; expenditure of \$68,590 as approved in the FY 22/23 budget)
- 7.6.3. Request Approval of Standardization: 23ST-151, Network Cameras and Video Recorders AXIS Communications, Ft. Lauderdale, FL (Budget Impact Neutral; Estimated Annual Expenditure of \$497,491 as Approved in FY 22/23 budget)
- 7.6.4. Request Approval of Change Order 3 to Purchase Order 2200341: 14ST-142, Neptune Water Meters Ferguson US Holdings, Inc., Newport News, VA (Budget Impact Neutral; additional expenditure of \$400,000 as approved in the FY 22/23 budget)

- 7.6.5. Request Approval of Equipment Purchase: Animal Services Z960M ZTrak Mower Deere & Company, Cary, NC (Neutral; expenditure not to exceed \$13,380.12)
- 7.6.6. Request Approval of Contract Award: 23Q-013 Animal Services

  Center Rehabilitation Borrelli & Partners, Inc., Orlando, FL

  (Budget Impact Neutral; expenditure of \$139,138 as approved in FY 22/23 Infrastructure Surtax Budget)
- 7.6.7. Request Approval of Contract Renewal: 22PB-085-CA-01, Plan Review and Inspection Services- City of Fort Lauderdale Contract Number 12376-813 C.A.P. Government, Inc., Coral Gables, FL 33134 (Budget Impact Neutral; annual expenditure not to exceed \$500,000 as approved in the FY 22/23 budget)
- 7.6.8. Request Approval of Equipment Purchase Multiple Vendors (Budget Impact Neutral; expected expenditure of \$785,988 as approved in FY 22/23 budget)
- 7.6.9. Request Approval of Selection Committee Recommendation: 23Q-081, Electric Motor/Pump/Blower Repair Services CEC Motor and Utility Services, Palmetto, FL; and Mader Electric, Inc., Bradenton, FL (Budget Impact Neutral; estimated annual expenditure of \$200,000 as approved in FY 22/23 budget)
- 7.6.10. Request Approval of Selection Committee Recommendation: 23Q-087 Civil/Site Engineers for Miscellaneous Projects Davis Dinkins Engineering, P.A., Ardurra Group, Inc., Chen Moore and Associates, Inc., Halff Associates, Inc., Tillman & Associates, Inc., Kimley-Horn and Associates, Inc., Michael W. Radcliffe Engineering, Inc., Causseaux, Hewett, & Walpole, Inc., Guerra Development Corp., JBrown Professional Group, Inc., (Budget Impact None)
- 7.6.11. Request Approval of Bid Award: 23B-119, Salt Springs Water Main Crossing Southern Times Service, LLC (Budget Impact Neutral; expenditure of \$86,608.72 as approved in FY 22/23 budget)
- **7.6.12.** Request Approval of Purchases \$50,000 and Over

# 7.7. Tourist Development:

- **7.7.1.** Request Approval of Marketing Assistance Funding Program Guidelines (Budget Impact None)
- **7.7.2.** Request Approval of Revised Room Night Generating Events Funding Program Guidelines (Budget Impact None)

- 7.7.3. Request Approval of the Tourist Development Council (TDC)

  Funding Request for Rotary Sportsplex-Cal Ripken Baseball

  Association, Inc. for Cal Ripken B-Team State Championships

  (Budget Impact Neutral; expenditure of \$10,010)
- 7.7.4. Request Approval of Tourist Development Council (TDC) Funding Request for Florida Watercolor Society, Inc. for the Florida Watercolor Society Annual Convention, Tradeshow & Exhibit (Budget Impact Neutral; expenditure of \$4,900 as approved in the FY 22/23 budget)

# 7.8. Transportation - County Engineer:

- 7.8.1. Request Approval of Improvement Agreement Between Forestar (USA) Real Estate Group, Inc and Marion County for Ocala Preserve Phase 8, Application Number 30135 (Budget Impact None)
- 7.8.2. Request Approval of a Purchase Agreement Associated with the Emerald Road Extension Project from Southeast 92nd Loop to Florida Northern Railroad (Budget Impact Neutral; expenditure of \$320,000 as approved in the in FY 22/23 Budget)
- 7.8.3. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel Number 8009-1185-05 (Budget Impact Neutral; expenditure of \$38,320 as Approved in the in FY 22/23 Budget)
- 7.8.4. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel Number 8009-1186-04 (Budget Impact Neutral; Expenditure of \$41,744 as Approved in the in FY 22/23 Budget)
- 7.8.5. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel Number 8009-1185-10 (Budget Impact Neutral; Expenditure of \$58,951 as Approved in the in FY 22/23 Budget)
- 7.8.6. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel Number 8009-1185-06 (Budget Impact Neutral; Expenditure of \$38,320 as Approved in the in FY 22/23 Budget)
- 7.8.7. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue Segment F Road Improvement Project for Parcel Number 8009-1185-07 (Budget Impact Neutral; Expenditure of \$38.320 as Approved in the in FY 22/23 Budget)

7.8.8. Request Approval of a Purchase Agreement Associated with the SW 49th Avenue - Segment F Road Improvement Project for Parcel Number 8009-1185-08 (Budget Impact - Neutral; Expenditure of \$38,320 as Approved in the in FY 22/23 Budget)

# 7.9. Utilities:

- **7.9.1.** Request Approval of Application for Refund Between Wesley E. Dixon and Marion County Utilities (MCU) (Budget Impact None)
- 7.9.2. Request Approval of Settlement Letter Between Florida

  Department of Environmental Protection (FDEP) and Marion

  County Utilities (MCU) (Budget Impact Neutral)
- 7.9.3. Request Approval of Settlement Letter Between Florida

  Department of Environmental Protection (FDEP) and Marion

  County Utilities (MCU) (Budget Impact Neutral)
- 7.9.4. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-008 (Applicant Perfect Deed Homes,
  LLC) (Budget Impact None)
- 7.9.5. Request Approval of Short Water Line Extension Program Resolution to Support SWL-030 (Applicant R&P Group Partners, LLC) (Budget Impact None)
- 7.9.6. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-031 (Applicant Soul Developers,
  LLC) (Budget Impact None)
- 7.9.7. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-032 (Applicant Florida Land, LLC)
  (Budget Impact None)
- 7.9.8. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-033 (Applicant Florida Land, LLC)
  (Budget Impact None)
- 7.9.9. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-034 (Applicant Perfect Deed Homes,
  LLC) (Budget Impact None)
- 7.9.10. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-035 (Applicant Perfect Deed Homes,
  LLC) (Budget Impact None)
- 7.9.11. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-037 (Applicant Team Yolo, Inc.)
  (Budget Impact None)

- **7.9.12.** Request Approval of Short Water Line Extension Program Resolution to Support SWL-039 (Applicant Holiday Builders, Inc.) (Budget Impact None)
- 7.9.13. Request Approval of Short Water Line Extension Program Resolution to Support SWL-040 (Applicant Holiday Builders, Inc.) (Budget Impact None)
- 7.9.14. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-047 (Applicant Next Dimension
  Builders, LLC) (Budget Impact None)
- 7.9.15. Request Approval of Short Water Line Extension Program Resolution to Support SWL-052 (Applicant Boyle Construction, Inc.) (Budget Impact None)
- 7.9.16. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-053 (Applicant NFE Construction,
  LLC) (Budget Impact None)
- 7.9.17. Request Approval of Short Water Line Extension Program
  Resolution to Support SWL-059 (Applicant John A. Rankin
  Construction Co., Inc. (Budget Impact None)
- 7.9.18. Request Approval of Water and Wastewater System Utility
  Agreement Between Florida Department of Transportation (FDOT)
  and Marion County Utilities (MCU) for the I-75 Rest Area Water
  and Sewer Services (Budget Impact Neutral)
- 8. COUNTY ATTORNEY: NONE
- 9. COUNTY ADMINISTRATOR:
  - **9.1.** Recap of the 2023 Florida Legislative Session
  - 9.2. <u>Visioning Workshop Core Values, Guiding Principles and Vision Statement Ideas</u>
- 10. COMMITTEE ITEMS: NONE
- 11. NOTATION FOR ACTION:
  - 11.1. Request Approval to Schedule and Advertise a Public Hearing for the Creation of Laurel Commons Municipal Service Benefit Unit (MSBU) on Tuesday, July 18, 2023 at 10:00 a.m. or Immediately Soon Thereafter in the McPherson Governmental Campus Auditorium (Budget Impact None)
  - 11.2. Request Approval to Schedule and Advertise a Public Hearing for the Creation of Millwood Estates Municipal Service Benefit Unit (MSBU) on Tuesday, July 18, 2023 at 10:00 a.m. or Immediately Soon Thereafter in the McPherson Governmental Campus Auditorium (Budget Impact None)

- 11.3. Request Approval to Schedule and Advertise a Public Hearing for the Creation of Clearlake Ranches Hamlet Subdivision Municipal Service Benefit Unit (MSBU) on Tuesday, July 18, 2023 at 10:00 a.m. or Immediately Soon Thereafter in the McPherson Governmental Campus Auditorium (Budget Impact None)
- 11.4. Request Approval to Schedule a Public Hearing to Consider Public Comments for a Substantial Amendment to the HUD Five-Year Consolidated Plan 2019-2024 and the Annual Action Plan 2023-2024 for July 18, 2023, BCC Meeting at 10:00 a.m.
- 11.5. Request Approval to Schedule a Public Hearing to Consider Final Public Comments for a Substantial Amendment to the HUD Five-Year Consolidated Plan 2019-2024 and the Annual Action Plan 2023-2024 for August 1, 2023, BCC Meeting at 10:00 a.m.
- 12. GENERAL PUBLIC COMMENTS:
- 13. COMMISSIONER ITEMS:
  - 13.1. Commission Comments
  - 13.2. Commission Calendar
    - 13.2.1. Present Commission Calendar

Scheduled requests will be heard first and limited to five (5) minutes. Unscheduled speakers will be limited to two (2) minutes. Citizens may contact Marion County Administration by 5:00 p.m. the Friday before the meeting at 352-438-2300 to request to speak or sign up online at: www.marionfl.org.

#### 14. NOTATION FOR RECORD:

- 14.1. County Administrator Informational Items:
  - **14.1.1.** Present Letter from Candler Hills East Community Development District Dated May 17, 2023 Regarding Proposed Budget FY 2024
  - **14.1.2.** Present Letter from Indigo East Community Development District Dated May 17, 2023 Regarding Proposed Budget FY 2024
- 14.2. Present Walk-On Items From Previous BCC Meeting: NONE
- 14.3. General Informational Items:
  - **14.3.1.** Marion County Health Department For the Latest health news and information, Visit the Website at http://marion.floridahealth.gov/
- 14.4. Clerk of the Court:
  - 14.4.1. Present Memorandum from Gregory C. Harrell, Clerk of the Circuit Court and Comptroller, Regarding the Filing of Ordinance 23-13 With the Secretary of State's Office

- **14.4.2.** Present Constitutional Officers' and Commissioners' Bonds Pursuant to Chapter 137.05, Florida Statutes
- **14.4.3.** Present Regular Report of Utilization for Reserve for Contingencies
- **14.4.4.** Present Administrative Budget Transfer Report for FY 2022-23
- 14.5. Present for information and record, minutes and notices received from the following committees and agencies:
  - **14.5.1.** License Review Board Amended March 14, 2023 and April 11, 2023
  - **14.5.2.** Code Enforcement Board April 12, 2023
  - **14.5.3.** Development Review Committee (DRC) May 1, 2023
  - **14.5.4.** Marion Oaks MSTU General Services Advisory Board May 9, 2023
  - **14.5.5.** Southwest Florida Water Management District (SWFWMD) For Minutes and Agendas, Visit the Website at http://www.WaterMatters.org
  - **14.5.6.** St. Johns River Water Management District (SJRWMD) For Minutes and Agendas, Visit the Website at https://www.sjrwmd.com
  - **14.5.7.** Transportation Planning Organization (TPO) For Minutes and Agendas, Visit the Website at https://ocalamariontpo.org
  - **14.5.8.** Withlacoochee Regional Water Supply Authority (WRWSA) For Minutes and Agendas, Visit the Website at http://www.wrwsa.org
- 15. PLANNING & ZONING AND DRC WAIVER REQUESTS REQUEST PROOF OF PUBLICATION (AT 2:00PM):

<u>Present Cover Documents from Planning and Zoning Commission Past</u> <u>Public Hearings</u>

- 15.1. DRC Waiver Requests:
  - 15.1.1. Request for Waiver from Land Development Code 6.14.2.A.(1)

    Connection Requirements to Wastewater for Big Lee's BBQ

    Serious About Barbecue a Major Site Plan in Review, Parcel

    Number 1470-001-022, Application Number 29286
- 15.2. Planning and Zoning Consent Items:
  - **15.2.1.** 230602RA- Joseph R. Menter, Reasonable Accommodation
- 15.3. Planning and Zoning Items for Individual Consideration:
  - 15.3.1. <u>220917ZC Bradley L. and Lori J. Busch, Zoning Change from Planned Unit Development (PUD) to Multiple-Family Dwelling</u> (R-3), 5.80 Acres. Location: West Side of SW 43rd Court

#### 15.4. PUBLIC HEARINGS - REQUEST PROOF OF PUBLICATION:

- PUBLIC HEARING to Consider Adoption of a Resolution to Vacate Portions of the Plat of Marion Oaks Unit Seven, as Recorded in Plat Book O, Pages 140-153; a Resolution to Abandon Certain Portion of SW 27th Avenue; and a Related Agreement (Budget Impact Revenue of \$350)
- 15.4.2. 22-S20 TDC Deltona Land, LLC. c/o Steve Kros, and Marion County Comprehensive Plan Future Land Use Map Amendment from Rural Land (RL), Public (P), and Preservation (PR) to Employment Center (EC) on Approximately 40.21 Acres; Location:

  Northwest corner of the Interstate 75 and SW Hwy 484 Interchange
- 15.4.3. 221208ZP TDC Deltona Land, LLC. c/o Steve Kros, and Marion County Zoning Change from General Agriculture (A-1), Single-Family Dwelling (R-1), Community Business (B-2), Regional Business (B-4) and Light Industrial (M-1) to Planned Unit Development (PUD) on approximately 228.10 Acres; Location: Northwest Corner of the Interstate 75 and SW Hwy 484 Interchange
- 15.4.4. PUBLIC HEARING to Consider Approval of a Chapter 163, F.S. Development Agreement (Agreement, 23-DA04) Related to the "Trailhead Logistics Park North" Project and its Accompanying Planned Unit Development (PUD) Rezoning (221208ZP) Regarding the Design & Construction of a SW 20th Avenue Road Extension, Widening of a part of SW 29th Avenue Road, Including and Providing for Required Stormwater Drainage and Intersection Improvements, and Addressing Right-of-Way Conveyances, Impact Fee Credits, Proportionate Share Mitigation, Capacity Reservations, and Maintenance [Continuation of a Public Hearing Opened on May 16, 2023]

#### 15.5. Adoption of Ordinance